

JS-6

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

BERNARD MILLER, a natural  
person,

Plaintiff,

v.

CITY OF SIMI VALLEY;  
DANIEL SWANSON;  
CHRISTOPHER HAHESEY;  
FRANCIS PANZA; MATT  
BUCHANAN; WILLIAM LAPPIN,  
Defendants.

Case No. EDCV 06-1113-VAP (OPx)

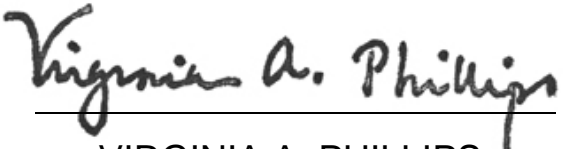
**JUDGMENT**

**TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

Upon remand from the Ninth Circuit Court of appeals, and pursuant to the Order filed herewith, IT IS ORDERED AND ADJUDGED that judgment be entered in favor of all Defendants dismissing Plaintiff's claim based on 42 U.S.C. section 1983, with prejudice. The Court awards costs on this claim. The Court dismisses Plaintiff's claims for battery, false imprisonment, and

1 intentional infliction of emotional distress without prejudice as to their filing in  
2 Superior Court. The Court orders that such judgment be entered.

3  
4 Dated: August 19, 2009

  
VIRGINIA A. PHILLIPS  
United States District Judge